

EX PARTE OR LATE FILED

BELLSOUTH
ORIGINAL

Maurice P. Talbot, Jr.
Director-Federal Regulatory

Suite 900
1133-21st Street, N.W.
Washington, D.C. 20036
202 463-4113

December 15, 1992

EX PARTE

Donna R. Searcy
Secretary
Federal Communications Commission
1919 M. St. N. W.
Room 222
Washington, D.C. 20554

Re: CC Docket No. 92-101

RECEIVED
DEC 15 1992
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Ms. Searcy:

Pursuant to the requirements of the FCC's ex parte rules, we are filing with you copies of letters sent to each individual Commissioner regarding the above-referenced docket dealing with SFAS 106, Post Retirement Benefits Other than Pensions (OPEBs).

Please call me if you have any questions.

Sincerely,

Maurice P. Talbot, Jr.
Maurice P. Talbot

Attachments

cc: Chairman Sikes (w/o attachments)
Commissioner Barrett (w/o attachments)
Commissioner Duggan (w/o attachments)
Commissioner Quello (w/o attachments)
Commissioner Marshall (w/o attachments)

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BELLSOUTH

David J. Markey
Vice President-
Federal Regulatory Affairs

1133 21st Street, N.W.
Suite 900
Washington, D.C. 20036
202 463-4101

December 15, 1992

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James Quello
Commissioner
Federal Communications Commission
1919 M. St. N.W. Room 802
Washington, D.C. 20554

DEC 15 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Commissioner Quello:

BellSouth has recently become aware that the Commission's pending order in CC Docket No. 92-101 on the treatment of SFAS 106, Post Retirement Benefits Other than Pensions (OPEBs), may completely deny Price Cap LECs any exogenous treatment of this expense. BellSouth believes that such a denial would be inconsistent with the exogenous criteria established in the price cap order. We are concerned because of the precedent that such a decision will set for future exogenous events.

The adoption of SFAS 106 is a clear example of the type of event that should be afforded treatment under the price cap plan. In order for costs to receive exogenous treatment, the price cap rules require that these costs be beyond the carrier's control and that they not be reflected in the GNP-PI. Clearly, the adoption of SFAS 106 is beyond the control of the carrier. Detailed studies have been submitted to prove that only a small percentage of the costs will be reflected in the GNP-PI and this amount is excluded from BellSouth's exogenous calculation. Consequently, we feel that the requirements established in the price cap order for exogenous treatment have been met.

BellSouth urges the Commission to treat appropriately the incremental OPEB costs brought about by the adoption of SFAS 106 by approving exogenous treatment of these costs.

Sincerely,



David J. Markey

cc: Donna R. Searcy

BELLSOUTH

David J. Markey
Vice President-
Federal Regulatory Affairs

1133 21st Street, N.W.
Suite 900
Washington, D.C. 20036
202 463-4101

December 15, 1992

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Andrew Barrett
Commissioner
Federal Communications Commission
1919 M. St. N.W. Room 844
Washington, D.C. 20554

DEC 15 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Commissioner Barrett:

BellSouth has recently become aware that the Commission's pending order in CC Docket No. 92-101 on the treatment of SFAS 106, Post Retirement Benefits Other than Pensions (OPEBs), may completely deny Price Cap LECs any exogenous treatment of this expense. BellSouth believes that such a denial would be inconsistent with the exogenous criteria established in the price cap order. We are concerned because of the precedent that such a decision will set for future exogenous events.

The adoption of SFAS 106 is a clear example of the type of event that should be afforded treatment under the price cap plan. In order for costs to receive exogenous treatment, the price cap rules require that these costs be beyond the carrier's control and that they not be reflected in the GNP-PI. Clearly, the adoption of SFAS 106 is beyond the control of the carrier. Detailed studies have been submitted to prove that only a small percentage of the costs will be reflected in the GNP-PI and this amount is excluded from BellSouth's exogenous calculation. Consequently, we feel that the requirements established in the price cap order for exogenous treatment have been met.

BellSouth urges the Commission to treat appropriately the incremental OPEB costs brought about by the adoption of SFAS 106 by approving exogenous treatment of these costs.

Sincerely,



David J. Markey

cc: Donna R. Searcy

BELLSOUTH

David J. Markey
Vice President-
Federal Regulatory Affairs

1133 21st Street, N.W.
Suite 900
Washington, D.C. 20036
202 463-4101

December 15, 1992

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Sherrie P. Marshall
Commissioner
Federal Communications Commission
1919 M. St. N.W. Room 826
Washington, D.C. 20554

DEC 15 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Commissioner Marshall:

BellSouth has recently become aware that the Commission's pending order in CC Docket No. 92-101 on the treatment of SFAS 106, Post Retirement Benefits Other than Pensions (OPEBs), may completely deny Price Cap LECs any exogenous treatment of this expense. BellSouth believes that such a denial would be inconsistent with the exogenous criteria established in the price cap order. We are concerned because of the precedent that such a decision will set for future exogenous events.

The adoption of SFAS 106 is a clear example of the type of event that should be afforded treatment under the price cap plan. In order for costs to receive exogenous treatment, the price cap rules require that these costs be beyond the carrier's control and that they not be reflected in the GNP-PI. Clearly, the adoption of SFAS 106 is beyond the control of the carrier. Detailed studies have been submitted to prove that only a small percentage of the costs will be reflected in the GNP-PI and this amount is excluded from BellSouth's exogenous calculation. Consequently, we feel that the requirements established in the price cap order for exogenous treatment have been met.

BellSouth urges the Commission to treat appropriately the incremental OPEB costs brought about by the adoption of SFAS 106 by approving exogenous treatment of these costs.

Sincerely,



David J. Markey

cc: Donna R. Searcy

BELLSOUTH

David J. Markey
Vice President-
Federal Regulatory Affairs

1133 21st Street, N.W.
Suite 900
Washington, D.C. 20036
202 463-4101

December 15, 1992

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Ervin S. Duggan
Commissioner
Federal Communications Commission
1919 M. St. N.W. Room 832
Washington, D.C. 20554

DEC 15 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Commissioner Duggan:

BellSouth has recently become aware that the Commission's pending order in CC Docket No. 92-101 on the treatment of SFAS 106, Post Retirement Benefits Other than Pensions (OPEBs), may completely deny Price Cap LECs any exogenous treatment of this expense. BellSouth believes that such a denial would be inconsistent with the exogenous criteria established in the price cap order. We are concerned because of the precedent that such a decision will set for future exogenous events.

The adoption of SFAS 106 is a clear example of the type of event that should be afforded treatment under the price cap plan. In order for costs to receive exogenous treatment, the price cap rules require that these costs be beyond the carrier's control and that they not be reflected in the GNP-PI. Clearly, the adoption of SFAS 106 is beyond the control of the carrier. Detailed studies have been submitted to prove that only a small percentage of the costs will be reflected in the GNP-PI and this amount is excluded from BellSouth's exogenous calculation. Consequently, we feel that the requirements established in the price cap order for exogenous treatment have been met.

BellSouth urges the Commission to treat appropriately the incremental OPEB costs brought about by the adoption of SFAS 106 by approving exogenous treatment of these costs.

Sincerely,



David J. Markey

cc: Donna R. Searcy

BELLSOUTH

David J. Markey
Vice President-
Federal Regulatory Affairs

1133 21st Street, N.W.
Suite 900
Washington, D.C. 20036
202 463-4101

December 15, 1992

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Alfred C. Sikes
Chairman
Federal Communications Commission
1919 M. St. N.W. Room 814
Washington, D.C. 20554

DEC 15 1992

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Chairman Sikes:

BellSouth has recently become aware that the Commission's pending order in CC Docket No. 92-101 on the treatment of SFAS 106, Post Retirement Benefits Other than Pensions (OPEBs), may completely deny Price Cap LECs any exogenous treatment of this expense. BellSouth believes that such a denial would be inconsistent with the exogenous criteria established in the price cap order. We are concerned because of the precedent that such a decision will set for future exogenous events.

The adoption of SFAS 106 is a clear example of the type of event that should be afforded treatment under the price cap plan. In order for costs to receive exogenous treatment, the price cap rules require that these costs be beyond the carrier's control and that they not be reflected in the GNP-PI. Clearly, the adoption of SFAS 106 is beyond the control of the carrier. Detailed studies have been submitted to prove that only a small percentage of the costs will be reflected in the GNP-PI and this amount is excluded from BellSouth's exogenous calculation. Consequently, we feel that the requirements established in the price cap order for exogenous treatment have been met.

BellSouth urges the Commission to treat appropriately the incremental OPEB costs brought about by the adoption of SFAS 106 by approving exogenous treatment of these costs.

Sincerely,


David J. Markey

cc: Donna R. Searcy